Docket No.: 50179-094 10/936817

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Rodney Malcolm DRUITT, et al.

Serial No.: 09/936,817

Group Art Unit:

Filed: September 18, 2001

Examiner: not yet assigned

For: CLOSURE WITH SEAL MEMBER

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Box PCT Commissioner for Patents Washington, DC 20231

Sir:

In response to the Notification of Missing Requirements dated October 29, 2001, submitted herewith are the following documents for filing in the above-referenced application:

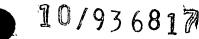
- 1. Declaration and Power of Attorney (which is in compliance with 37 CFR 1.497)
- 2. Information Disclosure Statement and PTO-1449 Form
- 3. Petition for Extension of Time

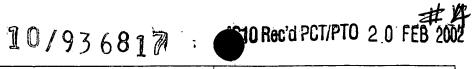
Please charge Deposit Account No. 500417 in the amount of \$130.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

02/22/2002 UEDUVIJE 00000118 500417 09936817

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FORM PT	O-1390	U.S. DEPA	RTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTÖRNEY'S DOCKET NUMBER			
	DE	ISMITTAL LETTER ' SIGNATED/ELECTE NCERNING A FILING	50179-094				
				U.S. APPLIC. NO. (if known, see 37 CFR 1.5)			
				09/935,817			
INTERNATIONAL APPLICATION NO.			INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED			
PCT/AU00/00218			March 20, 2000	March 18, 1999			
TITLE (OF INVENT	ION					
CLOSU	IRE WITH S	EAL MEMBER					
APPLIC	CANTS FOR	DO/EO/US					
Rodney	/ Malcolm D	RUITT, David FOSTER and Re	ginald DENNY				
Applica	nt herewith	submits to the United States De	signated/Elected Office (DO/EO/US) the following ite	ems and other information:			
1,		This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.					
2.	\boxtimes	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.					
13 .		This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).					
4.		A proper Demand for Internati	onal Preliminary Examination was made by the 19th	9th month from the earliest claimed priority date.			
5.		A copy of the International Application as filed (35 U.S.C. 371(c)(2)) a. is transmitted herewith (required only if not transmitted by the International Bureau). b. inas been transmitted by the International Bureau. c. is not required, as the application was filed in the United States Receiving Office (RO/US)					
გ.		A translation of the Internation	ral Application into English (35 U.S.C. 371(c)(2)).				
7. 3		Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) a. are transmitted herewith (required only if not transmitted by the International Bureau). b. have been transmitted by the International Bureau. c. have not been made; however, the time limit for making such amendment has NOT expired. d. have not been made and will not be made.					
8.		A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).					
9.	· -⊠	An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (Corrected)					
10.		A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).					
Items 11. to 16. below concern other document(s) or information included:							
11.	\boxtimes	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.					
12.		An assignment document for	recording. A separate cover sheet in compliance wit	ith 37 CFR 3.28 and 3.31 is included.			
13.		A FIRST preliminary amendment. A SECOND or SUBSEQUENT preliminary amendment.					
14.		A substitute specification.					
15.		A change of power of attorney and/or address letter.					
16.	· ⊠	Other items or information.					



1. Petition for Extension of Time.

PATENT TRADEMARK OFFICE

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U.S. APPLIC. NO. (if known, see 37 CFR 1.50)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER				
09/936,817		PCT/AU00/00218		50179-094				
				CALCULATIONS	PTO USE ONLY			
17. The following	fees are submitted:							
Basic National Fe Search Report has	e (37 CFR 1.492(a)(1)-(5) been prepared by the EP	\$890.00						
International prelim	inary examination fee paid							
No international pre but international se	eliminary examination fee arch fee paid to USPTO (
	al preliminary examination n fee (37 CFR 1.445(a)(2)							
International prelim and all claims satis	inary examination fee paid fied provisions of PCT Arti	·						
		ENTER APPROPRIATE	BASIC FEE AMOUNT =	\$0.00				
Surcharge of \$130.00 for months from the earliest	r furnishing the oath or ded claimed priority date (37 C	claration later than 20 CFR 1.492(e)).	⊠ 30	\$ 130.00				
Claims	Number Filed	Number Extra	Rate					
Total Claims	-20 =	0	x \$18.00	\$0.00				
Independent Claims	-3 =		.x \$84.00	\$0.00				
Multiple dependent clain	n(s) (if applicable)	L	+ \$280.00	\$0.00				
		TOTAL OF AB	OVE CALCULATIONS =	\$130.00				
Reduction by 1/2 for filing filed. (Note 37 CFR 1.9,		ble. Verified Small Entity	Statement must also be	\$0.00				
med. (Note 37 Crit 1.9,	1.27, 1.20).		SUBTOTAL =	\$130.00				
Processing fee of \$130.0	00 for furnishing the Englis	\$ 0.00	:					
		\$130.00						
Fee for recording the en-	closed assignment (37 CF ropriate cover sheet (37 C	\$ 0.00	:					
TOTAL FEES ENCLOSED = \$0.00								
		Amount to be: refunded	\$					
				charged	\$130.00			
a. A check in the amount of \$ to cover the above fees is enclosed.								
b. Rlease charge my Deposit Account No. 500417 in the amount of \$ 130.00 to cover the above fees. A duplicate copy of this sheet is enclosed.								
c. 🔯 The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 500417. A duplicate copy of this sheet is enclosed.								
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed								
and granted to restore the application to pending status.								
SEND ALL CORRESPONDENCE TO: SIGNATURE SIGNATURE								
Robert L. Price		Rol	Robert L. Price					
McDERMOTT, WILL & E	EMERY	NA	NAME					
600 13 th Street, N.W.		22,	22,685					
Washington, DC 20005	-3096	RE	REGISTRATION NUMBER					
(202) 756-8000		Fel	bruary 20, 2002					
Facsimile (202) 756-808	57 1200 (Day 5.02)		•					

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It is requested that the official filing receipt now be issued.

Respectfully submitted,

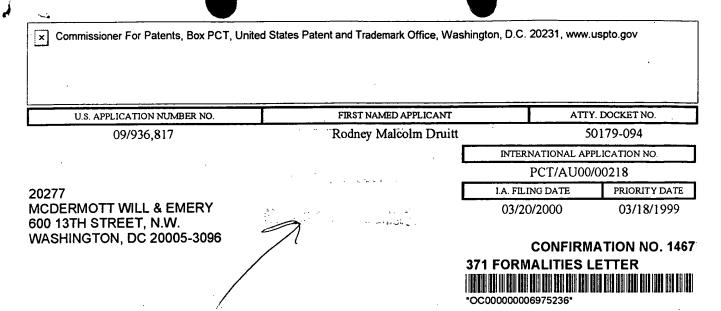
MCDERMOTT, WILL & EMERY

Robert L. Price

Registration No. 22,685

600 13th Street, N.W. Washington, DC 20005-3096 (202) 756-8000 RLP:prp

Date: February 20, 2002 Facsimile: (202) 756-8087



Date Mailed: 10/29/2001_

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination
- Small Entity Statement

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - does not identify the citizenship of each inventor.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

• \$130 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

CHARITTA A BURT

Telephone: (703) 305-3734

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/936,817	PCT/AU00/00218	50179-094